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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 09-01119 JW
Plaintiff,	)	
v.	)	STIPULATION AND <del>PROPOSED</del> <i>Proposed</i>
TELMAN A. YAYMADZHIAN,	)	ORDER TO CONTINUE STATUS
Defendant.	)	HEARING AND TO EXCLUDE TIME
	)	FROM OCTOBER 18, 2010, THROUGH
	)	NOVEMBER 15, 2010, FROM THE
	)	SPEEDY TRIAL ACT CALCULATION
	)	(18 U.S.C. § 3161(h)(7)(A),(B))

A status hearing is set in this matter for October 18, 2010. The parties are seeking to continue the hearing for defendant Telman A. Yaymadzhyan to November 15, 2010, in order to allow defense counsel the opportunity to complete his review of the materials made available to him in the discovery process, and to reach a pre-trial resolution with the government of the pending criminal matter. The parties have agreed to stipulate to an exclusion of time under the Speedy Trial Act to allow counsel for defendant reasonable time for effective preparation.

The United States hereby submits this written request for an order finding that said time is excluded under the Speedy Trial Act, 18 U.S.C. § 3161, in that the ends of justice are served by taking such action and outweigh the best interests of the public and defendant in a speedy

trial. 18 U.S.C. § 3161(h)(7)(A). Further, the failure to grant such a continuance would unreasonably deny counsel for defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

DATED: October 14, 2010

MELINDA HAAG  
United States Attorney

/s/ \_\_\_\_\_  
EUMI L. CHOI  
Assistant United States Attorney

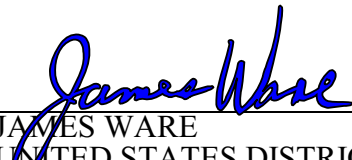
/s/ \_\_\_\_\_  
FRED MINASSIAN, ESQ.  
Counsel for Defendant

**ORDER**

Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the time between October 18, 2010, through November 15, 2010, is excluded under the Speedy Trial Act, 18 U.S.C. § 3161. The Court finds that the ends of justice are served by taking such action and outweigh the best interests of the public and defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). Further, the failure to grant such a continuance would unreasonably deny counsel for defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court therefore concludes that this exclusion of time should be made under 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

IT IS SO ORDERED.

DATED: October 14, 2010

  
JAMES WARE  
UNITED STATES DISTRICT COURT JUDGE